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Dated: 2/19/04

Signature:

*Mary Jane DiPalma*  
(Mary Jane DiPalma)

Docket No.: APBI-P05-035  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Baltimore et al.

**RECEIVED**

Application No.: 10/037341

**FEB 25 2004**

Confirmation No.: 6591

Filed: January 4, 2002

**OFFICE OF PETITIONS**

Art Unit: 1636

For: NUCLEAR FACTORS ASSOCIATED WITH  
TRANSCRIPTIONAL REGULATION

Examiner: Not Yet Assigned

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


In response to the Notice of Abandonment mailed by the Patent Office in this case on February 6, 2004 (copy enclosed), we offer the following evidence of a complete, timely-filed response by the Applicant to the outstanding Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures (Notice) of August 12, 2002, and receipt of same in the United States Patent and Trademark Office (the Office). In view of the following, Applicants submit that the Notice of Abandonment was issued in error, and a withdrawal of the holding of abandonment is hereby requested. The submitted evidence includes:

1. A copy of the papers printed out from the electronic submission of the sequence listing on filed on September 12, 2002; and
2. A copy of an electronic Acknowledgement Receipt received upon submission of the sequence listing.

Applicants reiterate that the Notice of Abandonment was issued in error, and a withdrawal of the holding of abandonment is hereby requested. No petition fee is due for a petition under 37 CFR 1.181. However, if there are any additional charges or credits, please apply them to Deposit Account No. 18-1945.

Dated: February 18, 2004

Respectfully submitted,

By   
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Attorneys/Agents For Applicant

# TRANSMITTAL FORM

Electronic Version 1.0.3

Stylesheet Version: 1.0

Submission Type: BIO  
Sequence Filing

Application Number: 10/037,341

Attorney Docket Number: APBI-P05-035

## Nuclear Factors Associated With Transcriptional Regulation

First Named Inventor: David Baltimore

**SUBMITTED BY**

Name:	Matthew P. Vincent
Registration Number:	36,709
Electronic Signature Mark: MPV	Date Signed: 20020912

*I certify that the use of this system is for OFFICIAL correspondence between patent applicants or their representatives and the USPTO. Fraudulent or other use besides the filing of official correspondence by authorized parties is strictly prohibited, and subject to a fine and/or imprisonment under applicable law.*

*I, the undersigned, certify that I have viewed a display of document(s) being electronically submitted to the United States Patent and Trademark Office, using either the USPTO provided style sheet or software, and that this is the document(s) I intend for initiation or further prosecution of a patent application noted in the submission. This document(s) will become part of the official electronic record at the USPTO.*

**Attached Files:**

sequence-listing	APBI-P05-035SequenceListing.txt
biotechnology-listing-filing	APBI-P05-035SequenceListingbio.xml

I hereby certify that this correspondence is being transmitted to the Patent and Trademark Office on the following date. 2002-09-12

Name: Matthew P. Vincent  
Electronic Signature Mark: MPV

Comments:

# Acknowledgment Receipt:

SUBMISSION TYPE: BIO Sequence Filing  
APPLICATION NUMBER: 10037341  
FIRST NAMED INVENTOR: David Baltimore  
TITLE OF INVENTION: Nuclear Factors Associated With Transcriptional  
Regulation  
ATTORNEY DOCKET NUMBER: APBI-P05-035

## FILE LISTING:

transmittal	tranAPBI-P05-035SequenceListing.xml 6350 Bytes
sequence-listing	APBI-P05-035SequenceListing.txt 38336 Bytes
biotechnology-listing-filing	APBI-P05-035SequenceListingbio.xml 957 Bytes
biotechnology-listing-filing	u-bio.dtd 3619 Bytes
biotechnology-listing-filing	e-bioseq.xsl 6067 Bytes

EFS ID: 17840  
FILE SIZE: 22466 Bytes  
TIMESTAMP: Thu Sep 12 17:07:09 EDT 2002  
MESSAGE DIGEST: +bOt8MPyPYEe/4TNC6q+RA==  
DIGITAL CERTIFICATE HOLDER NAME: cn=Matthew P. Vincent, ou=Registered Attorneys  
UPLOAD STATUS: You have successfully uploaded your submission to USPTO